

**United States Court of Appeals for the Second Circuit
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007**

DEBRA ANN LIVINGSTON
CHIEF JUDGE

Date: November 05, 2020

Docket #: 20-77

Short Title: National Labor Relations Board v. Nico Asphalt
Paving, Inc.

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

Agency #: 29-CA-186692

Agency: NLRB

NOTICE OF DEFECTIVE FILING

On November 5, 2020 the corrected brief, on behalf of the Petitioner-Cross-Respondent National Labor Relations Board, was submitted in the above referenced case. The document does not comply with the FRAP or the Court's Local Rules for the following reason(s):

- _____ Failure to submit acknowledgment and notice of appearance (*Local Rule 12.3*)
- _____ Failure to file the Record on Appeal (*FRAP 10, FRAP 11*)
- _____ Missing motion information statement (*T-1080 - Local Rule 27.1*)
- _____ Missing supporting papers for motion (e.g, affidavit/affirmation/declaration) (*FRAP 27*)
- _____ Insufficient number of copies (*Local Rules: 21.1, 27.1, 30.1, 31.1*)
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Other: _____

Please cure the defect(s) and resubmit the document, with the required copies if necessary, no later than November 9, 2020. The resubmitted documents, if compliant with FRAP and the Local Rules, will be deemed timely filed.

Failure to cure the defect(s) by the date set forth above will result in the document being stricken. An appellant's failure to cure a defective filing may result in the dismissal of the appeal.

Inquiries regarding this case may be directed to 212-857-8549.